

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) CASE NO. MJ 07-87
Plaintiff,)
v.)
MICHAEL THOMAS MURRAY,) DETENTION ORDER
Defendant.)

Offense charged: Possession with Intent to Distribute Ecstasy; Importation of Ecstasy

Date of Detention Hearing: February 22, 2007

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with the above-listed drug offenses. The maximum penalty of these offenses is in excess of ten years. There is therefore a rebuttable presumption

DETENTION ORDER
18 U.S.C. § 3142(i)
PAGE 1

01 against defendant as to both dangerousness and flight risk, under 18 U.S. C. §3142(e).

02 2. Defendant is a United States citizen living in Canada since 1983. His wife and his
03 children from another marriage reside in Canada. Defendant allegedly admits to current use of
04 marijuana and cocaine. The AUSA proffers that he admitted to border agents to making
05 substantial amounts of money from selling ecstasy in the last few years. Defendant's criminal
06 record includes one failure to appear on a misdemeanor charge in Golden, Colorado. The
07 defendant proffers that the warrant was issued for failure to attend an alcohol evaluation.

08 3. Taken as a whole, the record does not effectively rebut the presumption that no
09 condition or combination of conditions will reasonably assure the appearance of the defendant as
10 required and the safety of the community.

11 It is therefore ORDERED:

- 12 (1) Defendant shall be detained pending trial and committed to the custody of the
13 Attorney General for confinement in a correction facility separate, to the extent
14 practicable, from persons awaiting or serving sentences or being held in custody
15 pending appeal;
- 16 (2) Defendant shall be afforded reasonable opportunity for private consultation with
17 counsel;
- 18 (3) On order of a court of the United States or on request of an attorney for the
19 Government, the person in charge of the corrections facility in which defendant is
20 confined shall deliver the defendant to a United States Marshal for the purpose of
21 an appearance in connection with a court proceeding; and
- 22 (4) The clerk shall direct copies of this Order to counsel for the United States, to

counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 22nd day of February, 2007.



Mary Alice Theiler
United States Magistrate Judge